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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11  
12 **CAROLYN ANN MITCHELL,**

13 Plaintiff,

14 v.

15 **RICHARD ROCHA,**

16 Defendant.  
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Case No. C-10-03424-JW

**STIPULATION REQUESTING  
EXTENSION OF TIME TO COMPLETE  
EARLY NEUTRAL EVALUATION;  
[PROPOSED] ORDER**

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19 WHEREAS on February 10, 2011, this Court ordered that Early Neutral Evaluation (ENE)  
20 be completed within 90 days, that is, by May 11, 2011;

21 AND WHEREAS, counsel and the appointed evaluator met on March 28, 2011, and agreed  
22 to conduct the ENE on May 8, 9 or 10, 2011, contingent upon the availability of the parties;

23 AND WHEREAS defendant Rocha is not available for ENE the first two weeks of May  
24 2011 due to a family vacation;

25 AND WHEREAS the plaintiff's attorney is not available for ENE in April 2011 due to trial  
26 commitments;

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1 WHEREFOR the parties respectfully request that the court order that the deadline to  
2 complete ENE be extended to June 24, 2011.

3 Dated: April 8, 2011

4 /s/ KATE WELLS  
5 KATE WELLS  
6 Attorney for Plaintiff

7 Dated: April 8, 2011

8 /s/ HARRY T. GOWER, III  
9 HARRY T. GOWER, III  
10 Attorney for Defendant

11 ~~PROPOSED~~ ORDER

12 Pursuant to the Stipulation above, the deadline to complete Early Neutral Evaluation in this  
13 case is extended to June 24, 2011.

14 IT IS SO ORDERED.

15 Dated: April 22, 2011

16 James W. Hise  
17 UNITED STATES DISTRICT COURT JUDGE

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